

U.S. Department of Justice

P.01/01



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

MEMO ENDORSED

September 3, 2008

BY FACSIMILE: (212) 805-6326
 The Honorable Colleen McMahon
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007

9/3/08
 matter adj to 10/8/08 at 9:30
 time excluded through 10/8
 in the interest of justice

Re: United States v. Marino Collazo and Gersain Moreno-Ortiz
08 Cr. 436 (CM)

Colleen McMahon

Dear Judge McMahon:

The Government respectfully submits this letter, after speaking with Your Honor's Deputy, to request jointly with the defense an adjournment of the pre-trial conference currently scheduled for September 4, 2008 to October 8, 2008, at 9:30 a.m.

The Government also respectfully requests that time be excluded for purposes of the Speedy Trial Act from September 4, 2008 through October 8, 2008. The Government makes this request, with the consent of defense counsel, to permit the Government and the defense to pursue discussions regarding a possible disposition without the need for trial, and to provide the defense with an opportunity to review discovery.

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DATE FILED:	9/4/08

By:

Respectfully submitted,

MICHAEL J. GARCIA
United States Attorney

[Signature]
 Eugene Ingoglia/ Jenna Dabbs
 Assistant U.S. Attorneys
 (212) 637-1113 / 2937

cc: Lee Ginsberg, Esq. (counsel for Marino Collazo) (212) 962-9696 fax

Paul Testaverde, Esq. (counsel for Gersain Moreno-Ortiz) (718) 779-3306 fax